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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 KEVIN VOLKMANN,

9 Plaintiff,

10 v.

11 SOLID GROUND WASHINGTON, *et al.*,

12 Defendants.
13

NO. C18-1114RSL

ORDER DENYING SECOND
MOTION FOR
RECONSIDERATION

14 In July and August of this year, plaintiff filed two lawsuits involving the living conditions
15 and eviction practices of organizations that provide housing services in the Seattle area. At
16 plaintiff's request, the Court consolidated the two cases, but he twice failed to file an amended
17 consolidated complaint by the deadlines established by the Court. The case was therefore
18 dismissed for failure to comply with orders of the Court and failure to prosecute. Dkt. # 22.
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20 Following the dismissal, plaintiff filed a second motion for an extension of time in which
21 to file the amended complaint, followed by a motion for reconsideration. Plaintiff asserted that
22 he has a disability related to "illness, continuing harassment by the defendants and their
23 affiliates, . . . incapacity associated with homelessness" and "weather" (Dkt. # 23 at 7-8) that
24 prevented him from timely investigating and properly alleging his potential causes of action.
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28 ORDER DENYING SECOND MOTION
FOR RECONSIDERATION - 1

1 Both requests for relief were denied on the ground that, if plaintiff is currently unable to make
2 out a claim against the six individuals or entities he sued in federal court, the proper course of
3 action is to dismiss the complaint without prejudice so that plaintiff may test his various theories
4 and identify facts indicative of liability before initiating a lawsuit. Dkt. # 25.
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6 Plaintiff has filed a “Motion and Notice - To Reconsider Amended Motion for Leave to
7 File Amended Complaint.” Dkt. # 29. No new information was provided, not has manifest error
8 been shown. The motion is therefore DENIED.
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11 Dated this 20th day of December, 2018.

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14 Robert S. Lasnik
United States District Judge
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